



HIGH COURT OF CHHATTISGARH, BILASPUR

CRIMINAL MISC. PETITION No. 33/2007

PETITIONERS

1. Sanjay Kumar, S/o Late Hiralal Patel, aged 31 years,
 2. Madhav Kumar S/o Late Hiralal Patel, aged 29 years
 3. Chameli, D/o Late Hiralal Patel, aged 27 years
 4. Smt. Hullas Devi, W/o Late Hiralal Patel, aged 53 years.
- All resident of Village - Bhedikona, Tehsil and Police Station Dabhra, District - Janjgir-Champa (C.G.)

Versus

RESPONDENTS

1. State of Chhattisgarh, Through District Magistrate, District - Janjgir-Champa (C.G.).
2. Krishnalal, S/o Motilal Patel, aged about 58 years,
3. Resham Lal Patel, Motilal Patel, aged about 54 years, Respondent No.2 & 3 resident of village Bhedikona, Tehsil & Police Station Dabhra, District Janjgir-Champa (C.G.)

(PETITION UNDER SECTION 482 OF Cr.P.C.)

Appearance:

Shri Arvind Singh, Counsel for the petitioners

Shri M.P.S. Bhatia, Panel Lawyer for the State.

ORAL ORDER
(27.06.2007)

SUNIL KUMAR SINHA, J.

Heard.

This petition has been filed against the order dated 2.9.2006 passed in Criminal Case No.2676/2006 by the Judicial Magistrate First Class, Sakti, District - Janjgir-Champa

in a proceeding under Section 138 of the Negotiable Instruments Act.

Learned counsel for the petitioners submits that the order is a revisable order, therefore, he is praying for withdrawal of this petition with a liberty to file a duly constituted revision before the concerned Court. However, he submits that due to delay, the revision may be barred by limitation.

Needless to say that when the time has been consumed before this Court, the petitioners are at liberty to file an appropriate application for condonation of delay, if any, in filing such a revision.

The prayer is allowed.

The petition is dismissed, as withdrawn with the aforesaid liberty granted in favour of the petitioners.

Sd/-
SUNIL KUMAR SINHA
Judge

Sinha